

The opinion in support of the decision being entered today was not written for publication and is not binding precedent of the Board.

Paper No. 35

UNITED STATES PATENT AND TRADEMARK OFFICE

**BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES**

Ex parte GREGORY S. HAMILTON,
MARK H. NORMAN, and
YONG-QIAN WU

Application No. 09/204,238

MAILED

MAR 26 2003

PAT. & T.M. OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

✓ **ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER**

This application was received at the Board of Patent Appeals and Interferences on March 10, 2003. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

We are unable to locate the Feghali and WO 99/1498 references relied upon by the Examiner (Examiner's Answer, Paper No. 34, mailed October 24, 2002) in the administrative file.

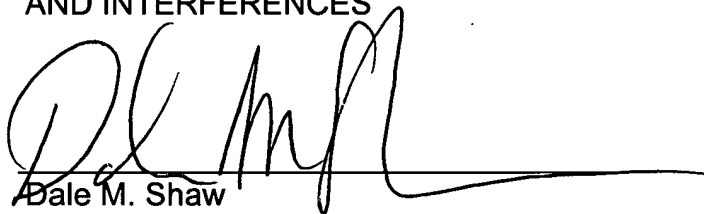
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Accordingly, it is

ORDERED that the application is returned to the Examiner to provide a complete copy of the missing references (Feghali and WO 99/1498), and for such further action as may be appropriate.

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the appeal (i.e., abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS
AND INTERFERENCES

A handwritten signature in dark ink, appearing to read 'Dale M. Shaw', is written over a horizontal line. The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Dale M. Shaw
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Application No. 09/204,238

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